

UNITED STATES DISTRICT COURT
Eastern District of Virginia
 Richmond Division



UNITED STATES OF AMERICA

V.

Case Number: 3:13CR00035-001

USM Number: 81925-083

LYNN MOORE

a/k/a Diana Lynn Barfield; et. al.
Defendant.Defendant's Attorney:
Robert J. Wagner, Esquire**JUDGMENT IN A CRIMINAL CASE**

The defendant pleaded guilty to a One Count Criminal Information

The defendant is adjudicated guilty of these offenses.

<u>Title and Section</u>	<u>Nature of Offense</u>	<u>Offense Class</u>	<u>Offense Ended</u>	<u>Count</u>
18 U.S.C. Sec. 641	Theft of Government Monies	Felony	August 2011	One

The defendant is sentenced as provided in pages 2 through 9 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States Attorney of material changes in economic circumstances.

06/14/2013

Date of Imposition of Judgment

/s/

Henry E. Hudson
 United States District Judge

June 17, 2013

Case Number: 3:13CR00035-001
Defendant's Name: LYNN MOORE

PROBATION

The defendant is hereby placed on probation for a term of FIVE (5) YEARS.

probation.

The defendant shall not commit another federal, state or local crime. The Probation Office shall provide the defendant with a copy of the standard conditions and any special conditions

The defendant shall not unlawfully possess a controlled substance. The defendant shall refrain from any unlawful use of a controlled substance.

The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon.

If this judgment imposes a fine or restitution obligation, it is a condition of probation that the defendant pay any such fine or restitution in accordance with the Schedule of Payments set forth in the Criminal Monetary Penalties sheet of this judgment.

STANDARD CONDITIONS OF PROBATION

The defendant shall comply with the standard conditions that have been adopted by this court set forth below:

- 1) the defendant shall not leave the judicial district without the permission of the court or probation officer;
- 2) the defendant shall report to the probation officer and shall submit a truthful and complete written report within the first five days of each month;
- 3) the defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer;
- 4) the defendant shall support his or her dependants and meet other family responsibilities;
- 5) the defendant shall work regularly at a lawful occupation, unless excused by the probation officer for schooling, training, or other acceptable reasons;
- 6) the defendant shall notify the probation officer at least ten days prior to any change in residence or employment;
- 7) the defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute, or any narcotic or other controlled substance or any paraphernalia related to such substances, except as prescribed by a physician;
- 8) the defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered;
- 9) the defendant shall not associate with any persons engaged in criminal activity and shall not associate with any person convicted of a felony, unless granted permission to do so by the probation officer;
- 10) the defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view of the probation officer;
- 11) the defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer;
- 12) the defendant shall not enter into any agreement to act as an informer for a special agent of a law enforcement agency without the permission of the court;
- 13) as directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics and shall permit the probation officer to make notifications and to confirm the defendant's compliance with such notification requirement.

Case Number: 3:13CR00035-001
Defendant's Name: LYNN MOORE

SPECIAL CONDITIONS OF PROBATION

While on probation, pursuant to this Judgment, the defendant shall also comply with the following additional

- 1) The defendant shall not incur new credit card charges or open additional lines of credit without the approval of the probation officer.
- 2) The defendant shall provide the probation officer with access to requested financial information.
- 3) The defendant shall participate in a program approved by the Probation Office for substance abuse, which program may include residential treatment and testing to determine whether the defendant has reverted to the use of drugs or alcohol, with the cost to be paid by the defendant, all as directed by the probation officer.
- 4) The defendant shall participate in a program approved by the Probation Office for mental health treatment, with the cost to be paid by the defendant, all as directed by the probation officer.
- 5) The defendant shall participate in the Home Confinement Program, which shall include electronic monitoring at the defendant's expense, for a period of TWELVE (12) MONTHS consecutively as directed by the probation officer. During this time she will remain at her place of residence except for employment and other activities approved in advance by the probation officer.
- 6) She shall maintain a telephone at her place of residence without party lines, telephone answering machines, a modem, "call forwarding," "caller ID," "call waiting," portable cordless telephone, or any other devices or services that may interfere with the proper functioning of the electronic monitoring equipment for the above period. She shall wear an electronic monitoring device, follow electronic monitoring procedures, and pay the cost of the electronic monitoring, all as directed by the probation officer.
- 7) The defendant shall pay the balance owed on any court-ordered financial obligations in monthly installments of not less than ONE HUNDRED AND NO/100 (\$100.00) DOLLARS, or of TWENTY-FIVE (25) PERCENT of her net income, whichever is greater, beginning SIXTY (60) DAYS after her term of probation begins until paid in full.
- 8) The defendant shall waive all rights of confidentiality regarding mental health treatment in order to allow the release of information to the probation officer and authorize communication between the probation officer and the treatment provider.
- 9) As directed by the probation officer, the defendant shall apply monies received from income tax refunds, lottery winnings, inheritances, judgments, and any anticipated or unexpected financial gains to the outstanding court-ordered financial obligation.

Case Number: 3:13CR00035-001
 Defendant's Name: LYNN MOORE

CRIMINAL MONETARY PENALTIES

The defendant must pay the total criminal monetary penalties under the Schedule of Payments on Sheet 6.

<u>Count</u>	<u>Assessment</u>	<u>Fine</u>	<u>Restitution</u>
One	\$100.00	\$0.00	\$62,287.00
TOTALS:	\$100.00	\$0.00	\$62,287.00

No fines have been imposed in this case.

The defendant must make restitution (including community restitution) to the following payees in the amount listed below. If the defendant makes a partial payment, each payee shall receive an approximately proportioned payment, unless specified otherwise in the priority order or percentage payment column below. However, pursuant to 18 U.S.C. Section 3664(i), all nonfederal victims must be paid before the United States is paid.

<u>Name of Payee</u>	<u>Count</u>	<u>Total Loss</u>	<u>Restitution Ordered</u>	<u>Priority or Percentage</u>
Social Security Administration, Debt Management Section, Attn: Court Refund, P.O. Box 2861, Philadelphia, PA 19122	One	\$62,287.00	\$62,287.00	100%
TOTALS:		\$62,287.00	\$62,287.00	

Payments of Restitution are to be made payable to Clerk, U.S. District Court.

The Court determined that the defendant does not have the ability to pay interest and it is ordered that the interest requirement is waived for the restitution imposed herein.

The Order of Forfeiture entered in United States of America v. Lynn Moore, 3:13CR00035-01 is incorporated in this judgment by reference.

Defendant's Name: LYNN MOORE
Case Number: 3:13CR00035-001

SCHEDULE OF PAYMENTS

Having assessed the defendant's ability to pay, payment of the total criminal monetary penalties are due as follows:

Lump sum payment of \$62,387.00 due immediately, balance due in accordance with below:

Payment in equal monthly installments of \$100.00, or of 25 percent of her net income, whichever is greater, over a period of years, to commence 60 days after release after her term of probation begins .

The special assessment shall be due in full immediately.

The restitution shall be paid during the period of probation.

Unless the court has expressly ordered otherwise, if this judgment imposes imprisonment, payment of criminal monetary penalties is due during imprisonment. All criminal monetary penalties, except those payments made through the Federal Bureau of Prisons' Inmate Financial Responsibility Program, are made to the Clerk of the Court.

The defendant shall receive credit for all payments previously made toward any criminal monetary penalties imposed.

Payments shall be applied in the following order: (1) assessment (2) restitution principal (3) restitution interest (4) fine principal (5) fine interest (6) community restitution (7) penalties and (8) costs, including cost of prosecution and court costs.

Nothing in the court's order shall prohibit the collection of any judgment, fine, or special assessment by the United States.